

SERVED: January 6, 1995

NTSB Order No. EA-4311

UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD
WASHINGTON, D.C.

Issued under delegated authority (49 C.F.R. 800.24)
on the 6th day of January, 1995

DAVID R. HINSON,)	
Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	Docket SE-10901
)	
v.)	
)	
DANIEL C. WELLS,)	
)	
Respondent.)	
)	


ORDER GRANTING STAY

Respondent, by counsel, has requested a stay of NTSB Order EA-4275 (served November 17, 1994) pending the disposition of a petition for review of that order to be filed in the United States Court of Appeals pursuant to Section 1006 of the Federal Aviation Act (49 U.S.C. 46110) and the NTSB Rules (49 C.F.R. 821.64).¹ The FAA advises that it has no objection to the stay. It appears that good cause exists for granting the stay.

¹Board Order EA-4275 was an Order Denying Reconsideration of Board Order EA-4136 which affirmed a 120-day suspension of respondent's commercial pilot certificate.

ACCORDINGLY, IT IS ORDERED THAT:

The effective date of NTSB Order EA-4275 is stayed until January 16, 1995, the date on which the 60-day period within which a petition for review may be filed with the Court of Appeals will expire. However, if a timely petition is filed, the stay will continue in effect until the court enters judgment on the petition.²


for Daniel D. Campbell
General Counsel

²Effective January 17, 1995 the Board will not entertain any stay requests filed after the Board's order becomes effective. See 49 C.F.R. § 821.64(b).